

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FILED  
IN CLERKS OFFICE

2004 OCT -1 P 4:29

U.S. DISTRICT COURT  
DISTRICT OF MASS.

TOWN OF CANTON,

Plaintiff,

v.

SELECT ENERGY, INC.,

Defendant.

C.A. 04 11383 RGS

**JOINT MOTION TO POSTPONE DEADLINE FOR DISCLOSURES UNDER RULE 26**

Pursuant to Local Rule 16.1(G), the parties jointly request that the Court postpone the deadline for the parties' disclosures under Fed.R.Civ.P. 26 until December 1, 2004. In support of this Motion the parties jointly state as follows:

1. The current deadline for disclosures is October 4, 2004.
2. After the parties initially agreed on this deadline, the parties agreed to mediate this dispute and the Court has issued an order of reference to a magistrate judge for mediation.
3. The parties have conferred and agreed that the time and money spent complying with automatic disclosure could be put to better use in attempting to settle this dispute.
4. The requested postponement is relatively short – less than two months.

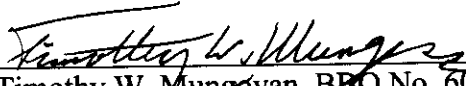
WHEREFORE, the parties jointly request that this Court:

1. Postpone the deadline for the parties to make their disclosures under Fed.R.Civ.P. 26 until December 1, 2004; and
2. Grant such further relief as justice requires.

Respectfully submitted,

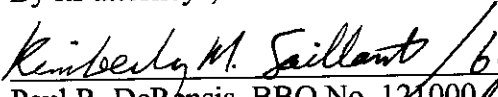
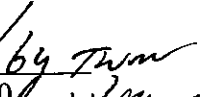
SELECT ENERGY, INC.

By its attorneys,

  
Timothy W. Mungovan, BBO No. 600702  
Jennifer A. Champlin, BBO No. 654726  
NIXON PEABODY LLP  
100 Summer Street  
Boston, MA 02110  
Telephone: (617) 345-1000  
Facsimile: (617) 345-1300

THE TOWN OF CANTON

By its attorneys,

 / by   
Paul R. DeRensis, BBO No. 121000 *w/permission*  
Kimberly M. Saillant, BBO No. 548775  
DEUTSCH WILLIAMS BROOKS  
DERENSIS & HOLLAND, P.C.  
99 Summer Street  
Boston, MA 02110-1235  
Telephone: (617) 951-2300

Dated: October 1, 2004